

**CITY OF LAKE STEVENS
REGULAR CITY COUNCIL MEETING MINUTES**

Monday, June 10, 2013

Lake Stevens School District Educational Service Center (Admin. Bldg.)

12309 22nd Street N.E. Lake Stevens

CALL TO ORDER: 7:00 p.m. by Mayor Vern Little

COUNCILMEMBERS PRESENT: Todd Welch, Kathy Holder, Kim Daughtry, Marcus Tageant, and John Spencer

COUNCILMEMBERS ABSENT: Suzanne Quigley and Neal Dooley

STAFF MEMBERS PRESENT: City Administrator Jan Berg, City Attorney Cheryl Beyer, Planning Director Becky Ableman, Finance Director Barb Stevens, Public Works Director Mick Monken, Human Resource Director Steve Edin, Senior Planner Russ Wright, Interim Police Chief Dan Lorentzen, and City Clerk/Admin. Asst. Norma Scott

OTHERS: Sam Low, Bryan Alldredge, Mark Wakefield, Kimberly Shipman, Elaine Stout, Andy Powers

Excused Absence. Councilmember Holder moved to excuse Councilmembers Dooley and Quigley, seconded by Councilmember Tageant; motion carried unanimously. (5-0-0-2)

Guest Business. Sam Low, 8409 4th Place SE, mentioned several incidents pertaining to the loss of life of Fredrick Nifasha from Lake Stevens pool incident, drive by shooting of Molly Conley, and State Trooper Sean O'Connell accident. Mr. Low suggested naming 83rd Street after Sean O'Connell or a plaque at the flagpole to recognize his service. Staff will review the street naming policy.

Consent Agenda. Councilmember Tageant moved to approved the Consent Agenda (A. Approve June vouchers [Payroll Direct Deposits 907286-907350 for \$117,804.73; Payroll Checks 35207 for \$2,360.57; Electronic Funds Transfers 602-606 for \$134,203.59; Claims 35206, 35208-35282 for \$1,300,281.31; Void Checks 35145 for Deduct of \$4,740.92; Tax Deposit 5.31.13 for \$45,500.62;for total vouchers approved of \$1,595,409.90] and B. Approve council regular meeting minutes of May 28, 2013), seconded by Councilmember Daughtry; motion carried unanimously. (5-0-0-2)

Public Hearing in consideration of first and final reading of Ordinance No. 894, medical marijuana-cannabis / collective gardens regulations. City Clerk Scott reading the public hearing procedure which will be used for all hearings this evening. Senior Planner Wright reported Washington State has approved collective gardens for medical purposes. Planning Commission's recommendation to the Council is to prohibit collective gardens and dispensaries. A proposed zoning prohibition would not restrict individuals from producing medical cannabis for their own consumption as consistent with state law.

Public comments. Bryan Alldredge, 3121 127th Ave NE, supports desire to ban collective gardens and reviewed statistics on marijuana use.

Mark Wakefield, 121 95th Avenue SE, does not agree with the statistics Mr. Alldredge provided. There are more deaths from heroin than marijuana and collective gardens will not affect the community.

Kimberly Shipman, 3221 Catherine Drive, commented she works with children of all ages, individuals start out with marijuana and go to harder drugs, against marijuana gardens, people moved here for quality of community, and no tax benefit to community.

MOTION: Councilmember Spencer moved to close the public comment period of the hearing, seconded by Councilmember Welch; motion carried unanimously. (5-0-0-2)

MOTION: Councilmember Daughtry moved to close the Public Hearing, seconded by Councilmember Tageant; motion carried unanimously. (5-0-0-2)

MOTION: Councilmember Holder moved to approve Ordinance No. 894, prohibiting the establishment of medical cannabis collective gardens and dispensaries first and final reading, seconded by Councilmember Spencer; motion carried unanimously. (5-0-0-2)

Guest business. Elaine Stout, 9129 8th Street SE, received a notice from the post office about changing to locking community boxes because mail boxes were being blocked from mail delivery by vehicles. 93rd cul-de-sac is where boxes would be located, which is two blocks from her home. Ms. Stout believes the Police Department has a responsibility to ticket for blocking mail boxes according to City regulations.

Public Hearing in consideration of Resolution No. 2013-4, Six-Year Transportation Improvement Plan (TIP) for 2013-2019. Public Works Director Monken noted the plan is on the City web site and have not received any comments. There are 28 projects on the list at an estimated cost of \$85.5 million with \$34.5 million projects to be expended in the 6-year period. The three sources of funding are local, grants, mitigation and developer improvements. The City will submit the TIP to the Secretary of Transportation and Puget Sound Regional Council.

Public comment. None

MOTION: Councilmember Tageant moved to close the public comment portion, seconded by Councilmember Welch; motion carried unanimously. (5-0-0-2)

MOTION: Councilmember Welch moved to close the Public Hearing on the Six-year Transportation Plan; seconded by Councilmember Spencer; motion carried unanimously. (5-0-0-2)

MOTION: Councilmember Tageant moved to approve Resolution No. 2013-4 Six-Year Transportation Improvement Plan for 2014-2019, seconded by Councilmember Holder; motion carried unanimously. (5-0-0-2)

Confirm appointment of Andy Powers to the Library Board. Mayor Little recommended Andy Powers appointment to the Library Board.

MOTION: Councilmember Spencer moved that the Mayor approve Andy Powers to the Library Board, seconded by Councilmember Welch; motion carried unanimously. (5-0-0-2)

Approve Department of Corrections agreement for work project services. Public Works Director Monken commented each year the City has worked with Department of Corrections for maintenance mostly in storm drainage and vegetation control throughout City. Typically the crew consists of 1 guard and 7 crew members, who are getting ready for release and are in transition. The City has used the Department of Corrections for over a decade without incident. The cost per day is from \$350-450, depending on the number in the crew. At a cost of \$12,000/year this provides a good service for the community.

MOTION: Councilmember Spencer moved to authorize Mayor to enter into Department of Corrections work project services contract for 2013-2014, seconded by Councilmember Welch; motion carried unanimously. (5-0-0-2)

Approve 2013 Aquafest request to serve beer and wine in the VIP Booth. Planning Director Ableman noted this is an annual request for July 27. Donna Foster noted security and officers are provided.

MOTION: Councilmember Tageant moved to approve the VIP booth, seconded by Councilmember Daughtry; motion carried unanimously. (5-0-0-2)

Discussion Item. Mayor Little suggested the City offer a \$2,000 reward on the Molly Conley incident. Others in the community are also offering money in hopes that someone will come forward with information. Finance Director Stevens mentioned that RCW 10.85.030 allows a City to provide a reward. City Administrator Berg noted the funds will come from the General Fund Reserve.

MOTION: Councilmember Spencer moved to authorize the Mayor to contribute \$2,000 to the reward program for the Molly Conley incident, seconded by Councilmember Welch; motion carried unanimously. (5-0-0-2)

Council Person's Business: Councilmembers reported on the following meetings: Tageant – Sewer Utility Subcommittee; Holder – Sewer Utility Subcommittee; and Daughtry – Community Transit update.

Mayor's Business: Mayor Little reported on the following meetings: Sewer Utility Subcommittee, attended City Wellness program, provided State of the City at the Rotary Club, and served with City staff at the Ebenezer Community Supper.

Councilmember Daughtry is interested in the street naming. City Administrator Berg will review the City policy and bring to Council. The policy may need to be updated. .

Staff Reports: Staff reported on the following: City Administrator Berg – Sewer Utility Subcommittee – meeting Thursday in coordination with Sewer District and City staff in planning infrastructure and stabilizing rates; Planning Director Ableman – Economic Development Committee meeting with Natalie Quick consultant next week; Finance Director Stevens – retail tax is up this year and utility tax is down; Public Works Director Monken - alum testing next week, alum treatment went very well with no complaints, open house June 20 for public outreach, minimal amounts of milfoil noticed, and SR92 construction underway next week when school lets out; and Interim Police Chief Lorentzen – incidents update, Police Clerk and Officer position updates.

Adjourn. Councilmember Tageant moved to adjourn at 8:06 p.m., seconded by Councilmember Welch; motion carried unanimously. (5-0-0-2)



Vern Little, Mayor



Norma J. Scott, City Clerk/Admin. Asst.